



UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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:
FRANK BILELLO, individually and on behalf of all :
others similarly situated, :

Plaintiff, :

: Case No.: 07-CV-7379(RJS)

vs. :

JPMORGAN CHASE RETIREMENT PLAN, :
JPMORGAN CHASE DIRECTOR OF HUMAN :
RESOURCES, as administrator of the JPMorgan :
Chase Retirement Plan, :

Defendants. :
-----X

STIPULATION AND ~~PROPOSED~~ ORDER EXTENDING TIME

WHEREAS, Plaintiff commenced this action by filing a Class Action Complaint on August 17, 2007;

WHEREAS, pursuant to the schedule adopted at the November 9, 2007 conference in this matter, Defendants filed a Motion to Dismiss on November 16, 2007;

WHEREAS, in lieu of opposing Defendants' Motion to Dismiss, Plaintiff filed a First Amended Class Action Complaint on December 21, 2007;

WHEREAS, Defendants intend, pursuant to the Court's Individual Practice rule, to request a pre-motion conference in connection with an anticipated motion to dismiss the Amended Complaint;

IT IS HEREBY STIPULATED AND AGREED by and between the parties herein through their undersigned counsel that:

1. Defendants' time to respond to the Amended Complaint is extended until January 25, 2008.

2. If Defendants' response takes the form of a motion to dismiss, Plaintiff's response to that motion may be filed on or before February 29, 2008, and Defendants' reply may be filed on or before March 21, 2008.
3. This is the Parties' first request for an extension with respect to the Amended Complaint.

Dated: January 4, 2008

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*Attorneys for Plaintiff and the
Proposed Class*

So Ordered on January __, 2008

The Honorable Richard Sullivan

Defendants' time to
~~respond~~ answer or otherwise respond
to the Amended Complaint is extended
to January 25, 2008. The Court will
set a motion schedule, if necessary,
at a pre-motion conference (if required).

SO ORDERED
Date:

Richard J. Sullivan
RICHARD J. SULLIVAN
U.S.D.J.

1/7/08